



Atty. Docket: 2485 CIP CON 7 (203-3394 CIP CON VII)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Fogarty et al.

Examiner: TBD

Serial No.: 10/790,378

Group: Art Unit TBD

Filed: March 1, 2004

Dated: May 6, 2004

For: EXTRALUMINAL BALLOON DISSECTION

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

Sir:

Pursuant to applicants' continuing duty of disclosure, it is respectfully requested that the disclosures cited in the annexed Form PTO-1449 be considered by the Examiner and made of record in the above-identified application.

The references listed on sheets 1-3 were previously cited and submitted in the parent application, U.S. Application Serial No. 10/238,108, filed September 9, 2002. In accordance with 37 C.F.R. §1.98(d) and 35 U.S.C. §120, copies of the references can be obtained in the above-identified application.

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**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to the: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on May 6, 2004.

Dated: May 6, 2004

  
Dana A. Brussel

The citation of the listed items is not a representation that they constitute a complete or exhaustive listing of the relevant art or that the references are prior art. The items listed are submitted in good faith, but are not intended to substitute for the Examiner's search. It is hoped, however, that in addition to apprising the Examiner of these particular items, they will assist in identifying fields of search and in making as full and complete a search as possible.

The filing of this information disclosure statement is not an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

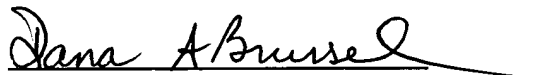
- ☒ This information disclosure statement is being filed within three (3) months of the filing date of this application.
- ☐ This information disclosure statement is being filed within three (3) months of the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in an international application.
- ☐ To the best of Applicant(s) knowledge, this information disclosure statement is being filed before the date of mailing of a first Office Action on the merits in connection with this case.
- ☐ Enclosed herewith is a certificate under 37 C.F.R. §1.97(e)(1).
- ☐ Enclosed herewith is a petition under 37 C.F.R. §1.97(d)(ii).
- ☐ Enclosed by check is the petition fee of \$130.00. (37 C.F.R. §1.17(i)(1))
- ☐ Please charge the \$130.00 petition fee to Deposit Account No. **50-2140**.

- ☐ Enclosed by check is the \$180.00 fee required by 37 C.F.R. §1.17(p).
- ☐ Please charge the \$180.00 fee required by 37 C.F.R. §1.17(p) to Deposit Account No. 50-2140.
- ☒ Please charge any deficiency as well as any other fee(s) which may become due under 37 C.F.R. §1.16 and/or 1.17 at any time during the pendency of this application, or credit any overpayment of such fee(s) to Deposit Account 50-2140. Also, in the event any extensions of time for responding are required for the pending application(s), please treat this paper as a petition to extend the time as required and charge Deposit Account No. 50-2140 therefor.

**TWO (2) COPIES OF THIS SHEET ARE ENCLOSED.**

The claims of the application as now presented are believed to patentably distinguish over the prior art and to be in condition for allowance. Early and favorable consideration of the case is respectfully requested.

Respectfully submitted,

  
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Form PTO-1449  <b>INFORMATION DISCLOSURE CITATION IN AN APPLICATION</b>  (Use several sheets if necessary)	Docket Number (Optional) 2485 CIP CON 7 (203-3394 CIP CON VII)	Application Number 10/790,378
Applicant Fogarty et al.		
Filing Date March 1, 2004		Group Art Number TBA

**U.S. PATENT DOCUMENTS**

Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date if Appropriate
	2,944,552	7/12/1960	J.A. CANNON			
	4,271,839	6/9/1981	FOGARTY ET AL.			
	4,479,497	10/30/1984	FOGARTY ET AL.			
	4,597,389	7/1/1986	IBRAHIM ET AL.			
	4,793,346	12/27/1988	MINDICH			
	5,352,219	10/4/1994	REDDY			
	5,366,478	11/22/1994	BRINKERHOFF ET AL.			
	5,373,840	12/20/1994	KNIGHTON			
	5,445,990	8/29/1995	YOOK ET AL.			
	5,480,379	1/2/1996	LA ROSA			
	5,591,183	1/7/1997	CHIN			
	5,593,418	1/14/1997	MOLLENAUER			
	5,601,581	2/11/1997	FOGARTY ET AL.			
	5,601,589	2/11/1997	FOGARTY ET AL.			
	5,632,761	5/27/1997	SMITH ET AL.			
	5,653,726	8/5/1997	KIETURAKIS			
	5,667,480	9/16/1997	KNIGHT ET AL.			
	5,690,668	11/25/1997	FOGARTY ET AL.			
	5,695,514	12/9/1997	CHIN			
	5,702,416	12/30/1997	KIETURAKIS ET AL.			

Examiner	Date Considered
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Examiner: Initial if citation considered, whether or nor citation is in conformance with MPEP §609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.

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	<b>Applicant</b> Fogarty et al.		
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**U.S. PATENT DOCUMENTS**

Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date if Appropriate
	5,707,382	1/13/1998	SIEROCUK ET AL.			
	5,722,934	3/3/1998	KNIGHT ET AL.			
	5,762,604	6/9/1998	KIETURAKIS			
	5,772,680	6/30/1998	KIETURAKIS ET AL.			
	5,814,059	9/29/1998	HART ET AL.			
	5,873,889	2/23/1999	CHIN			
	5,902,316	5/11/1999	MOLLENAUER			
	6,013,090	1/11/2000	FOGARTY ET AL.			
	RE 36,043	1/12/1999	KNIGHTON			

**FOREIGN PATENT DOCUMENTS**

	Document Number	Date	Country	Class	Subclass	Translation	
						Yes	No
	WO 93/24172	12/9/1993	PCT				

**OTHER DOCUMENTS**

	"Endoscopic Subfascial Discission of Perforating Veins", (G. Hauer et al., Surg Endosc (1988) 2:5 12).
	"A quick and atraumatic emthod of autologous vein harvesting using the subcutaneous extraluminal dissector", (W.R. Dimitri et al., J. Cardiovasc Surgl, 1987; 28; 103-11).
	"Long Saphenous Vein Harvesting", (W. Meldrum-Hanna et al., Aust. N.Z.J. Surg. 1986, 923-924).

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	4,493,711	1/1/1985	CHIN ET AL.			
	4,779,611	10/1/1988	GROTTERS ET AL.			
	5,188,630	2/1/1993	CHRISTOUDIAS			
	5,269,753	12/1/1993	WILK			
	5,346,504	9/1/1994	ORTIZ ET AL.			
	5,359,995	11/1/1994	SEWELL			
	5,383,889	1/1/1995	WARNER ET AL.			
	5,391,178	2/1/1995	YAPOR			
	5,425,357	6/1/1995	MOLL ET AL.			
	5,452,732	9/26/1995	BIRCOLL			
	5,468,248	11/21/1995	CHIN ET AL.			
	5,496,345	3/5/1996	KIETURAKIS ET AL.			
	5,814,060	9/29/1998	FOGARTY ET AL.			
	5,314,443	5/24/1994	RUDNICK			
	5,588,951	12/31/1996	ZHU ET AL.			
	6,102,928	8/15/2000	BONUTTI			

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Document Number	Date	Country	Class	Subclass	Translation	
					Yes	No
WO 82/00408	2/82	PCT				

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		Lam, et al., "Surgical Procedures for Uncomplicated (Routine) Female Strees Incontinence." Urologic Clinics of North America-vol. 18, No. 2, May 1991.	
		"Vein Harvest", (Alan B. Lumaden & Felmonl Faves, III, Endoscopic Plastic Surgery (Quality Medical Publishing, Inc., 1995), pp. 535-543 - Not Available.	
		"Endoscopic Plastic Surgery", Snowden-Pencer, Inc., (1993 Brochure) - Not Available.	

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	6,312,442	11/6/2001	Kieturakis et al.			
	5,836,961	11/17/1998	Kieturakis et al.			
	5,607,443	3/4/1997	Kieturakis et al.			
	5,730,756	3/24/1998	Kieturakis et al.			
	5,540,711	7/30/1996	Kieturakis et al.			
	4,271,839	6/9/1981	Fogarty et al.			

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